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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
DISTRICT OF OREGON
PORTLAND DIVISION

RAYMOND BALL, an individual, and JOSEPH
TOTH, an individual,

Plaintiffs,

v.

MATTHEW CARSON, an individual,
WILLIAM CARSON, an individual,
TERRANCE THURBER, an individual,
THOMAS THURBER, an individual, DG
ROLLINS MINING, LLC, a Wyoming limited
liability company, COLUMBIA GORGE DATA
CENTER, LLC, a Nevada limited liability
company, WHC & SWC INVESTMENTS, LTD,
a Texas limited partnership, INTELLIGENT
INVESTMENTS, LLC, a Texas limited liability
company, and SNICKERS #1, LLC, a Texas
limited liability company,

Defendants,

Case No. 3:19-cv-00242-HZ

**NOTICE OF VOLUNTARY
DISMISSAL AS TO DEFENDANTS
MATTHEW CARSON, WILLIAM
CARSON, WHC & SWC
INVESTMENTS, LTD, INTELLIGENT
INVESTMENTS, LLC, AND SNICKERS
#1, LLC**

Pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, Plaintiffs Raymond Ball and Joseph Toth notify the court that Plaintiffs voluntarily dismiss the following Defendants:

Page 1 - **NOTICE OF VOLUNTARY DISMISSAL AS TO DEFENDANTS MATTHEW
CARSON, WILLIAM CARSON, WHC & SWC INVESTMENTS, LTD,
INTELLIGENT INVESTMENTS, LLC, AND SNICKERS #1, LLC**

Matthew Carson, William Carson, WHC & SWC Investments, Ltd., Intelligent Investments, LLC, and Snickers #1, LLC.

Defendants Matthew Carson, William Carson, WHC & SWC Investments, Ltd., Intelligent Investments, LLC, and Snickers #1, LLC have neither answered nor filed a motion for summary judgment in this matter. Therefore, the dismissal is permitted by Fed. R. Civ. Pro. 41(a)(1)(A)(i) without a court order. Each party shall bear their own attorney fees and costs.

DATED: August 22, 2019

COSGRAVE VERGEER KESTER LLP

s/ Amber A. Beyer

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Attorneys for Plaintiffs

CERTIFICATE OF SERVICE

I hereby certify that I served a true and correct copy of the foregoing **NOTICE OF VOLUNTARY DISMISSAL AS TO DEFENDANTS MATTHEW CARSON, WILLIAM CARSON, WHC & SWC INVESTMENTS, LTD, INTELLIGENT INVESTMENTS, LLC, AND SNICKERS #1, LLC** on the date indicated below by:

- ☐ mail with postage prepaid, deposited in the US mail at Portland, Oregon,
- ☐ hand delivery,
- ☐ facsimile transmission,
- ☐ overnight delivery,
- ☒ electronic filing notification.

If served by facsimile transmission, attached to this certificate is the printed confirmation of receipt of the documents generated by the transmitting machine. I further certify that said copy was placed in a sealed envelope delivered as indicated above and addressed to said attorney at the address listed below:

Peter J. Viteznik
Robert B. Miller
KILMER, VOORHEES & LAURICK, P.C.
732 N.W. 19th Avenue
Portland, OR 97209-1302
Attorneys for Defendants
Terrence Thurber, Thomas Thurber,
DG Rollins Mining, LLC and
Columbia Gorge Data Center, LLC

DATED: August 22, 2019

s/ Amber A. Beyer

Amber A. Beyer